

SECRETARY OF STATE[721]

Adopted and Filed

Pursuant to the authority of Iowa Code section 29C.24, the Secretary of State hereby amends Chapter 4, “Forms,” and adopts a new Chapter 12, “Disaster Recovery for Out-of-State Entities,” Iowa Administrative Code.

These adopted amendments create a new chapter and a new form to implement 2016 Iowa Acts, Senate File 2306, “Facilitating Business Rapid Response to State-Declared Disasters Act.”

These amendments were published under Notice of Intended Action in the December 7, 2016, Iowa Administrative Bulletin as **ARC 2856C**. References to 2016 Iowa Acts, Senate File 2306, have been updated to reference Iowa Code section 29C.24 to reflect the codification of Senate File 2306. In addition, an implementation sentence has been added to new Chapter 12. These amendments are otherwise identical to those published under Notice of Intended Action.

After analysis and review of this rule making, no fiscal impact has been found.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code sections 29C.3 and 29C.24.

These amendments will become effective April 5, 2017.

The following amendments are adopted.

ITEM 1. Amend subrule **4.2(2)** by inserting the following at the end thereof:

Form Number	Description
BC-25	Disaster Recovery Registration

ITEM 2. Adopt the following **new** 721—Chapter 12:

CHAPTER 12

DISASTER RECOVERY FOR OUT-OF-STATE ENTITIES

721—12.1(29C) Definitions. For purposes of this chapter, the definitions from Iowa Code section 29C.24 are adopted by reference.

721—12.2(29C) Notification and insurance verification. Within 15 days of entering the state in response to a disaster in accordance with Iowa Code section 29C.24, an entity shall file with the secretary of state the following information, from the secretary of state’s prescribed form for out-of-state corporations for disaster recovery.

1. Name.
2. State of domicile.
3. Principal business address.
4. Federal employer identification number.
5. The date the entity entered the state.
6. Contact information.
7. Certificate of worker compensation insurance.
8. Certificate of liability insurance.
9. A signed statement that the out-of-state business is in the state for the purpose of responding to a declared state disaster or emergency.

721—12.3(29C) Transmittal of notification. Once the form from rule 721—12.2(29C) is processed, the secretary of state shall transmit the information to the Iowa department of revenue and the Iowa

homeland security and emergency management department. The secretary of state shall provide the information to other state and local government agencies at their request.

These rules are intended to implement Iowa Code sections 29C.3 and 29C.24.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 3/1/17.